IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

-

WRIT PETITION NO : 17156 of 2004

Between:

B. Srinivasulu, S/o B. Narasaiah, aged about 54 years,

Occu: Dy.Executive Engineer in Panchayati Raj Department,
R/o Main Road, Karimnagar.

..... PETITIONER

AND

1. The District Magistrate/District Collector, Hyderabad District,

Hyderabad.
2. The Engineer-in-Chief, Panchayati Raj Engineering Department,
Erramanzil Colony, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue appropriate Writ or order or direction more particularly one in the nature of Writ of Mandamus to declare the action of 1st Respondent in not considering the petitioner's representation dt. 5-6-2004 for correction of his date of birth is illegal, arbitrary and against natural justice and consequently direct the 1st respondent to dispose the representation of the petitioner forthwith.

Counsel for the Petitioner: MR.P.GIRI KRISHNA

Counsel for the Respondent Nos.1&2: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court at the stage of admission made the following :

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THE HONOURABLE DR. JUSTICE G.YETHIRAJULU

Writ Petition No.17156 of 2004

ORDER:

The petitioner is working as a Deputy Executive Engineer in the second respondent-Department. He contends that his date of birth was wrongly entered in the school records, which was also incorporated in the service record. He made a representation to the first respondent seeking an order for the correction of the date of birth as 13.12.1949 instead of 13.12.1946.

2. The grievance of the petitioner is that the District Collector did not pass any order on the application made by him. He wants to get the date of birth corrected for the purpose of extension of the date of superannuation. The legal position is very clear that the petitioner is not entitled to get date of birth corrected for the purpose of his employment at the belated stage. He cannot maintain the writ petition in this regard.

3. The writ petition is accordingly dismissed. No order as to costs.

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Dr.G.YETHIRAJULU, J

Dated: 23rd September, 2004.

Cs

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The District Magistrate/District Collector, Hyderabad District,

Hyderabad.

2.The Engineer-in-Chief, Panchayati Raj Engineering Department,

erramanzil Colony, Hyderabad.

3.Two C.Cs. to the Government Pleader for Panchayat Raj, High

Court Buildings, Hyderabad.(O.U.T.)

4.Two C.D. copies.